IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

RONALD S. RILEY,)	
) Plaintiff,)	
)	
v.)	C.A. No. 05-746 (MPT)
)	
THE DELAWARE RIVER AND BAY)	(Consolidated)
AUTHORITY, JAMES JOHNSON,)	
Individually, JAMES WALLS, Individually,)	
TRUDY SPENCE-PARKER, Individually,)	
and CONSUELLA PETTY-JUDKINS,)	
Individually.	
)	
Defendants.)	

NOTICE OF WITHDRAWAL OF MOTION

Defendants, by and through their undersigned counsel, seek to withdraw their Motion to Compel (D.I. 31). Defendants' did not file their Motion in accordance with paragraph 3(e) of the Court's Scheduling Order.

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Adria B. Martinelli

William W. Bowser, Esquire (Bar I.D. 2239) Adria B. Martinelli, Esquire (Bar I.D. 4056) The Brandywine Building, 17th Floor 1000 West Street P.O. Box 391 Wilmington, Delaware 19899-0391 Telephone: (302) 571-6601, 6613 Facsimile: (302) 576-3282, 3314 Email: wbowser@ycst.com; amartinelli@ycst.com Attorneys for Defendant

Dated: August 15, 2007

DB01:2440110.1 051649.1014